

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
Charlottesville Division**

KIERAN RAVI BHATTACHARYA,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 3:19-CV-54-NKM-JCH
)	
)	
JAMES B. MURRAY, JR., et al.,)	
)	
Defendants.)	
)	

DEFENDANTS' MOTION TO FILE UNDER SEAL
OPPOSITION TO PLAINTIFF'S MOTION TO QUASH SUBPOENA DUCES TECUM

Defendants, by and through their undersigned counsel, hereby move the Court to file their Opposition to Plaintiff's Motion to Quash the Subpoena to the West Alabama Boys and Girls Club (ECF No. 218) and Exhibit A to this Opposition under seal pursuant to Local Rule 9 and the Stipulated Protective Order (ECF No. 150).

1. Defendants' Opposition to Plaintiff's Motion to Quash includes a record about Plaintiff from the University of Alabama and also includes this record as Exhibit A. Defendants include this record from the University of Alabama to demonstrate the relevance of the subpoena duces tecum issued to the West Alabama Boys and Girls Club (ECF No.218-1).
2. The University of Alabama produced Plaintiff's records in response to a subpoena duces tecum and noted in a transmittal e-mail that these records contain highly sensitive information. Ex. A. These records may be considered education records under the Family Educational Rights and Privacy Act, 20 U.S.C. § 1232g, 34 C.F.R. Part 99.

3. In accordance with the Stipulated Protective Order (ECF No. 150), Defendants would like to honor the University of Alabama's designation of these records as containing highly sensitive information. Accordingly, Defendants move to file their Opposition to Plaintiff's Motion to Quash and Exhibit A to this Opposition under seal.

For these aforementioned reasons, Defendants respectfully request that the Court grant this Motion to File the Defendants' Opposition to the Motion to Quash and Exhibit A to this Opposition under seal.

Dated: November 8, 2021

Respectfully submitted,

McGUIREWOODS LLP

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CERTIFICATE OF SERVICE

I hereby certify that on November 8, 2021, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system and that a notice of electronic filing will be delivered via the CM/ECF system to all counsel of record.

/s/ Farnaz F. Thompson
Farnaz F. Thompson

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